

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

VICTOR ACEVEDO, individually and on behalf of all
others similarly situated,

Plaintiff(s)

v.

EL BANDIDO RESTAURANT INC. a/k/a EL
BANDIDO SPRING VALLEY a/k/a EL BANDIDO
MIDDLETOWN; and DONATELLO MANUEL TELLO
A/K/A TONY TELLO,

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* EL BANDIDO RESTAURANT INC. a/k/a EL BANDIDO SPRING VALLEY a/k/a EL
BANDIDO MIDDLETOWN
196 RTE 59
SPRING VALLEY, NEW YORK 10977

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Eliseo Cabrera
Katz Melinger PLLC
370 Lexington Avenue, Suite 1512
New York, New York 10017

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 09/26/2022

/S/ V. BRAHIMI

Signature of Clerk or Deputy Clerk

